



DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
4400 PGA Boulevard, Suite 500  
Palm Beach Gardens, FL 33410

REPLY TO  
ATTENTION OF

06 DEC 2006

Palm Beach Gardens Regulatory Office  
SAJ-2006-4671(IP-AAZ)

Florida Department of Transportation  
Florida Turnpike Enterprise  
Attn: Raymond Ashe  
P.O. Box 613069  
Ocoee, FL 34761

Dear Mr. Ashe:

The U.S. Army Corps of Engineers (Corps) has completed the review and evaluation of your permit application number SAJ-2006-4671(IP-AAZ). The project is located in waters of the United States along the Florida's Turnpike in Sections 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32, and 33, Township 48 South, Range 42 East and Sections 5, and 6, Township 49 South, Range 42 East in Broward County, Florida. Our regulations require that you have an opportunity to review the terms and conditions prior to final signature by the Department of the Army. Enclosed are two unsigned Department of the Army permit instruments (permit).

Please read carefully the Special Conditions beginning on page 3 of the permit. These were developed to apply specifically to your project. Water Quality Certification is also required prior to issuance of a permit. A copy of the State certification for your project has been received. In accordance with General Condition 5 of the permit, the Water Quality Certification has been attached to the Department of the Army permit.

The Supreme Court handed down a decision on June 19, 2006, in the Rapanos and Carabell cases. That decision addresses the scope of Clean Water Act (CWA) jurisdiction over certain waters of the United States, including wetlands. We anticipate that the decision will lead the Corps and the EPA to make some changes in our scope of jurisdiction.

Your project includes activities, which are regulated under the current interpretation of Federal jurisdiction under Section 404 of the Clean Water Act. Your project includes special

conditions that require compensatory mitigation for impacts to areas of Federal jurisdiction. Any changes to our scope of jurisdiction could require reassessment of these mitigation requirements and/or other project modification. The Corps does not want to delay finalizing your permit application and is offering you options, as follows:

a. Accept and sign now this proffered permit, with its existing terms and conditions. You will have an opportunity to readdress the terms or conditions of the permit following issuance of the anticipated EPA/Army substantive Rapanos/Carabell guidance, if such guidance affects Federal jurisdiction on your permit site.

b. Specifically request in writing a delay in the issuance of the permit until substantive Rapanos/Carabell guidance from Corps' Headquarters is provided to Corps districts, so that the amount of required compensatory mitigation can be re-evaluated based on that new guidance. Please return the unsigned proffered permit with your written request for a delay if you want to pursue this option.

**Instructions for Objecting to Permit Terms and Conditions:**  
This letter contains an initial proffered permit for your proposed project/permit application. If you object to certain terms and conditions contained within the permit, you may request that the permit be modified. Enclosed you will find a Notification of Administrative Appeal Options and Process fact sheet and Request for Appeal (RFA) form. If you choose to object to certain terms and conditions of the permit, you must follow the directions provided in Section 1, Part A and submit the completed RFA form to the letterhead address.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria under 33 CFR Part 331.5, and that it has been received by the District office within 60 days of the date of the RFA. Should you decide to submit an RFA form, it must be received at the letterhead address.

This permit also includes an approved jurisdictional determination. If you object to this determination, you may request an administrative appeal under Corps' regulations at 33 CFR Part 331. If you request to appeal this determination, you must submit a completed RFA form to the South Atlantic Division Office at the following address:

Mr. Michael F. Bell  
South Atlantic Division  
U.S. Army Corps of Engineers  
CESAD-CM-CO-R, Room 9M15  
60 Forsyth St., SW.  
Atlanta, Georgia 30303-8801.

Mr. Bell can be reached by telephone number at 404-562-5137, or by facsimile at 404-562-5138.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that it has been received by the Division office within 60 days of the date of the RFA.

**Instructions for Accepting Terms and Conditions and Finalizing Your Permit:** It is not necessary to submit an RFA form to the District office, if you do not object to the determination/decision in this letter. In this case, both copies must be signed by the applicant in the space provided on the signature page of the permit. In the case of corporations, acceptance must be by an officer of that corporation authorized to sign on behalf of the corporation. The party responsible for assuring the work is done in accordance with the permit terms and conditions must sign the permit. Please type or print the name and title of the person signing below the signature and the date signed.

SIGN AND RETURN BOTH PERMITS, IN THEIR ENTIRETY, TO THE LETTERHEAD ADDRESS, JACKSONVILLE DISTRICT.

Both permits will be signed by the District Engineer and one copy returned to you. It is important to note that the permit is not valid until the District Engineer signs it.

The Corps Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment. We invite you to take a few minutes to visit the following link and complete our automated Customer Service Survey:  
[http://www.saj.usace.army.mil/permit/forms/customer\\_service.htm](http://www.saj.usace.army.mil/permit/forms/customer_service.htm).  
Your input is appreciated - favorable or otherwise.

Should you have any questions, please contact Alisa Zarbo at the letterhead address, by telephone at 561-472-3514, or via electronic mail at Alisa.A.Zarbo@saj02.usace.army.mil.

Sincerely,

  
for: Margaret Gaffney-Smith  
Chief, Regulatory Division

Enclosures

# NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

Applicant: FDOT, Florida Turnpike Enterprise

File Number: SAJ-2006-4671

Date:

Attached is:

See Section below

	INITIAL PROFFERED PERMIT (Standard Permit)	
X	PROFFERED PERMIT (Standard Permit or Letter of permission)	A
	PERMIT DENIAL	B
	APPROVED JURISDICTIONAL DETERMINATION	C
	PRELIMINARY JURISDICTIONAL DETERMINATION	D
		E

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at <http://usace.army.mil/inet/functions/cw/cecwo/reg> or Corps regulations at 33 CFR Part 331.

**A: INITIAL PROFFERED PERMIT:** You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. Your signature on the Standard Permit means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **OBJECT:** If you object to the Standard Permit because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

**B: PROFFERED PERMIT:** You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**C: PERMIT DENIAL:** You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**D: APPROVED JURISDICTIONAL DETERMINATION:** You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**E: PRELIMINARY JURISDICTIONAL DETERMINATION:** You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

**SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT**

**REASONS FOR APPEAL OR OBJECTIONS:** (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

**ADDITIONAL INFORMATION:** The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

**POINT OF CONTACT FOR QUESTIONS OR INFORMATION:**

If you have questions regarding this decision and/or the appeal process you may contact:

Project Manager as noted in letter

If you only have questions regarding the appeal process you may also contact:

Michael F. Bell  
404-562-5137

**RIGHT OF ENTRY:** Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

\_\_\_\_\_  
Signature of appellant or agent.

Date:

Telephone number:

**JURISDICTIONAL DETERMINATION**  
U.S. Army Corps of Engineers

Revised 8/13/04

DISTRICT OFFICE: CESAJ-RD-SS  
FILE NUMBER: SAJ-2006-4671

**PROJECT LOCATION INFORMATION:**

State: FL  
County: Broward  
Center coordinates of site (latitude/longitude): 26.3053" 80.16941"  
Approximate size of area (parcel) reviewed, including uplands:  
Name of nearest waterway: canals  
Name of watershed: Broward

**JURISDICTIONAL DETERMINATION**

Completed: Desktop determination ☒ Date: 6-18-06  
Site visit(s) ☐ Date(s):

**Jurisdictional Determination (JD):**

☐ Preliminary JD - Based on available information, ☐ there appear to be (or) ☐ there appear to be no "waters of the United States" and/or "navigable waters of the United States" on the project site. A preliminary JD is not appealable (Reference 33 CFR part 331).

☒ Approved JD - An approved JD is an appealable action (Reference 33 CFR part 331).  
Check all that apply:

☐ There are "navigable waters of the United States" (as defined by 33 CFR part 329 and associated guidance) within the reviewed area.  
Approximate size of jurisdictional area:

☒ There are "waters of the United States" (as defined by 33 CFR part 328 and associated guidance) within the reviewed area. Approximate size of jurisdictional area: 42.5 acres

☐ There are "isolated, non-navigable, intra-state waters or wetlands" within the reviewed area.  
☐ Decision supported by SWANCC/Migratory Bird Rule Information Sheet for Determination of No Jurisdiction.

**BASIS OF JURISDICTIONAL DETERMINATION:**

**A. Waters defined under 33 CFR part 329 as "navigable waters of the United States":**

☐ The presence of waters that are subject to the ebb and flow of the tide and/or are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce.

**B. Waters defined under 33 CFR part 328.3(a) as "waters of the United States":**

☐ (1) The presence of waters, which are currently used, or were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide.

☐ (2) The presence of interstate waters including interstate wetlands<sup>1</sup>.

☐ (3) The presence of other waters such as intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds, the use, degradation or destruction of which could affect interstate commerce including any such waters (check all that apply):

☐ (i) which are or could be used by interstate or foreign travelers for recreational or other purposes.

☐ (ii) from which fish or shellfish are or could be taken and sold in interstate or foreign commerce.

☐ (iii) which are or could be used for industrial purposes by industries in interstate commerce.

☐ (4) Impoundments of waters otherwise defined as waters of the US.

☐ (5) The presence of a tributary to a water identified in (1) - (4) above.

☐ (6) The presence of territorial seas.

☐ (7) The presence of wetlands adjacent<sup>2</sup> to other waters of the US, except for those wetlands adjacent to other wetlands.

**Rationale for the Basis of Jurisdictional Determination (applies to any boxes checked above).** If the jurisdictional water or wetland is not itself a navigable water of the United States, describe connection(s) to the downstream navigable waters. If B(1) or B(3) is used as the Basis of Jurisdiction, document navigability and/or interstate commerce connection (i.e., discuss site conditions, including why the waterbody is navigable and/or how the destruction of the waterbody could affect interstate or foreign commerce). If B(2, 4, 5 or 6) is used as the Basis of Jurisdiction, document the rationale used to make the determination. If B(7) is used as the Basis of Jurisdiction, document the rationale used to make adjacency determination:

**Lateral Extent of Jurisdiction:** (Reference: 33 CFR parts 328 and 329)

☒ Ordinary High Water Mark indicated by:

- ☒ clear, natural line impressed on the bank
- ☐ the presence of litter and debris
- ☐ changes in the character of soil
- ☐ destruction of terrestrial vegetation
- ☐ shelving
- ☐ other:

☐ High Tide Line indicated by:

- ☐ oil or scum line along shore objects
- ☐ fine shell or debris deposits (foreshore)
- ☐ physical markings/characteristics
- ☐ tidal gages
- ☐ other:

- ☒ Mean High Water Mark indicated by:  
☐ survey to available datum; ☐ physical markings; ☒ vegetation lines/changes in vegetation types.
- ☐ Wetland boundaries, as shown on the attached wetland delineation map and/or in a delineation report prepared by:

**Basis For Not Asserting Jurisdiction:**

- ☐ The reviewed area consists entirely of uplands.
- ☐ Unable to confirm the presence of waters in 33 CFR part 328(a)(1, 2, or 4-7).
- ☐ Headquarters declined to approve jurisdiction on the basis of 33 CFR part 328.3(a)(3).
- ☐ The Corps has made a case-specific determination that the following waters present on the site are not Waters of the United States:
- ☐ Waste treatment systems, including treatment ponds or lagoons, pursuant to 33 CFR part 328.3.
  - ☐ Artificially irrigated areas, which would revert to upland if the irrigation ceased.
  - ☐ Artificial lakes and ponds created by excavating and/or diking dry land to collect and retain water and which are used exclusively for such purposes as stock watering, irrigation, settling basins, or rice growing.
  - ☐ Artificial reflecting or swimming pools or other small ornamental bodies of water created by excavating and/or diking dry land to retain water for primarily aesthetic reasons.
  - ☐ Water-filled depressions created in dry land incidental to construction activity and pits excavated in dry land for the purpose of obtaining fill, sand, or gravel unless and until the construction or excavation operation is abandoned and the resulting body of water meets the definition of waters of the United States found at 33 CFR 328.3(a).
  - ☐ Isolated, intrastate wetland with no nexus to interstate commerce.
  - ☐ Prior converted cropland, as determined by the Natural Resources Conservation Service. Explain rationale:
  - ☐ Non-tidal drainage or irrigation ditches excavated on dry land. Explain rationale:
  - ☐ Other (explain):

**DATA REVIEWED FOR JURISDICTIONAL DETERMINATION (mark all that apply):**

- ☒ Maps, plans, plots or plat submitted by or on behalf of the applicant.
- ☐ Data sheets prepared/submitted by or on behalf of the applicant.
- ☐ This office concurs with the delineation report, dated \_\_\_\_\_, prepared by (company):
- ☐ This office does not concur with the delineation report, dated \_\_\_\_\_, prepared by (company):
- ☐ Data sheets prepared by the Corps.
- ☐ Corps' navigable waters' studies:
- ☐ U.S. Geological Survey Hydrologic Atlas:
- ☐ U.S. Geological Survey 7.5 Minute Topographic maps:
- ☐ U.S. Geological Survey 7.5 Minute Historic quadrangles:
- ☐ U.S. Geological Survey 15 Minute Historic quadrangles:
- ☐ USDA Natural Resources Conservation Service Soil Survey:
- ☐ National wetlands inventory maps:
- ☐ State/Local wetland inventory maps:
- ☐ FEMA/FIRM maps (Map Name & Date):
- ☐ 100-year Floodplain Elevation is: \_\_\_\_\_ (NGVD)
- ☐ Aerial Photographs (Name & Date):
- ☐ Other photographs (Date):
- ☐ Advanced Identification Wetland maps:
- ☐ Site visit/determination conducted on:
- ☐ Applicable/supporting case law:
- ☒ Other information (please specify): ERA Online

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

<sup>2</sup>The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.



## ***DEPARTMENT OF THE ARMY PERMIT***

**Permittee:** Florida Department of Transportation  
Florida Turnpike Enterprise  
Attn: Raymond Ashe  
P.O. Box 613069  
Ocoee, FL 34761

**Permit No:** SAJ-2006-4671(IP-AAZ)

**Issuing Office: U.S. Army Engineer District, Jacksonville**

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

**Project Description:** The project would impact approximately 11.70 acres of ditches to widen 6.56 miles of the Florida Turnpike from Atlantic Boulevard to the Sawgrass Expressway. The ditches would be reconfigured to accommodate the widened road. The Florida Turnpike would be widened from six lanes to eight lanes. The bridge over the C-14 Canal would be widened and replaced, and the bridge over the Coconut Creek Parkway Interchange would be replaced. All of the proposed work would be within the Florida Turnpike right-of-way. The work described above is to be completed in accordance with the eight pages of drawings affixed at the end of this permit instrument.

**Project Location:** The project is located in waters of the United States along the Florida Turnpike from Atlantic Boulevard to the Sawgrass Expressway in Sections 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32, and 33, Township 48 South, Range 42 East and Sections 5, and 6, Township 49 South, Range 42 East in Broward County, Florida.

**Directions to site:** To access this site from Broward County, travel on the Florida Turnpike. The Florida Turnpike is proposed to be widened from south of Atlantic Boulevard to north of Sawgrass Expressway.

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PERMITTEE: FDOT, Florida Turnpike Enterprise  
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Latitude & Longitude: Latitude 26.3053' North  
Longitude 80.16941' West

Permit Conditions

General Conditions:

1. The time limit for completing the work authorized ends on 6 December 2011. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature and the mailing address of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.

PERMIT NUMBER: SAJ-2006-4671(IP-AAZ)  
PERMITTEE: FDOT, Florida Turnpike Enterprise  
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6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

**Special Conditions:**

1. Fill material used for this project shall be limited to suitable, clean fill material, which excludes items such as trash, debris, car bodies, asphalt, construction materials, concrete block with exposed reinforcement bars, and soils contaminated with any toxic substance, in toxic amounts (see Section 307 of the Clean Water Act).

2. Reduction and/or elimination of turbid water conditions in adjacent waterbodies and wetlands are to be achieved through the use of silt curtains or screens, in the construction area, during periods of fill placement.

3. The permittee shall provide as-built drawings of the authorized work and a completed As-Built Certification Form. The drawings and Certification Form are to be submitted within 30 days of completion of the authorized work or a response indicating that the authorized work has not been accomplished shall be submitted prior to the expiration of the construction authorization of the permit. The drawings and Certification Form must be signed and sealed by a professional engineer registered in the State of Florida or a professional land surveyor registered in the State of Florida. In the event that the completed work deviates from the approved permit drawings and special conditions, the permittee shall describe, on the Certification Form, the deviation(s) between the project authorized by the permit and the project constructed. A blank Certification Form is attached at the end of this letter.

4. The permittee shall directionally fill the ditches (i.e., beginning at the farthest upstream reaches and incrementally continuing downstream) to allow for sufficient egress of fish and wildlife species that live in and along the ditches. To facilitate this approach, the water flows in the ditches can not be impeded at the downstream end.

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PERMITTEE: FDOT, Florida Turnpike Enterprise  
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Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

( ) Section 10 of the Rivers and Harbors Act of 1899  
(33 U.S.C. 403).

~~(X) Section 404 of the Clean Water Act (33 U.S.C. 1344).~~

( ) Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972  
(33 U.S.C. 1413).

2. Limits of this authorization.

a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.

b. This permit does not grant any property rights or exclusive privileges.

c. This permit does not authorize any injury to the property or rights of others.

d. This permit does not authorize interference with any existing or proposed Federal projects.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.

b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.

c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.

d. Design or construction deficiencies associated with the permitted work.

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e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

a. You fail to comply with the terms and conditions of this permit.

b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 4 above).

c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions: General Condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

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PERMITTEE: FDOT, Florida Turnpike Enterprise  
PAGE 6 of 8

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

\_\_\_\_\_  
(PERMITTEE)

\_\_\_\_\_  
(DATE)

Raymond Ashe  
Florida Department of Transportation  
Florida Turnpike Enterprise

\_\_\_\_\_  
(PERMITTEE NAME-PRINTED)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.

\_\_\_\_\_  
(DISTRICT ENGINEER)

\_\_\_\_\_  
(DATE)

Paul L. Grosskruger  
Colonel, U.S. Army

PERMIT NUMBER: SAJ-2006-4671(IP-AAZ)  
PERMITTEE: FDOT, Florida Turnpike Enterprise  
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When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

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(TRANSFEREE-SIGNATURE)

---

(DATE)

---

(NAME-PRINTED)

---

(ADDRESS)

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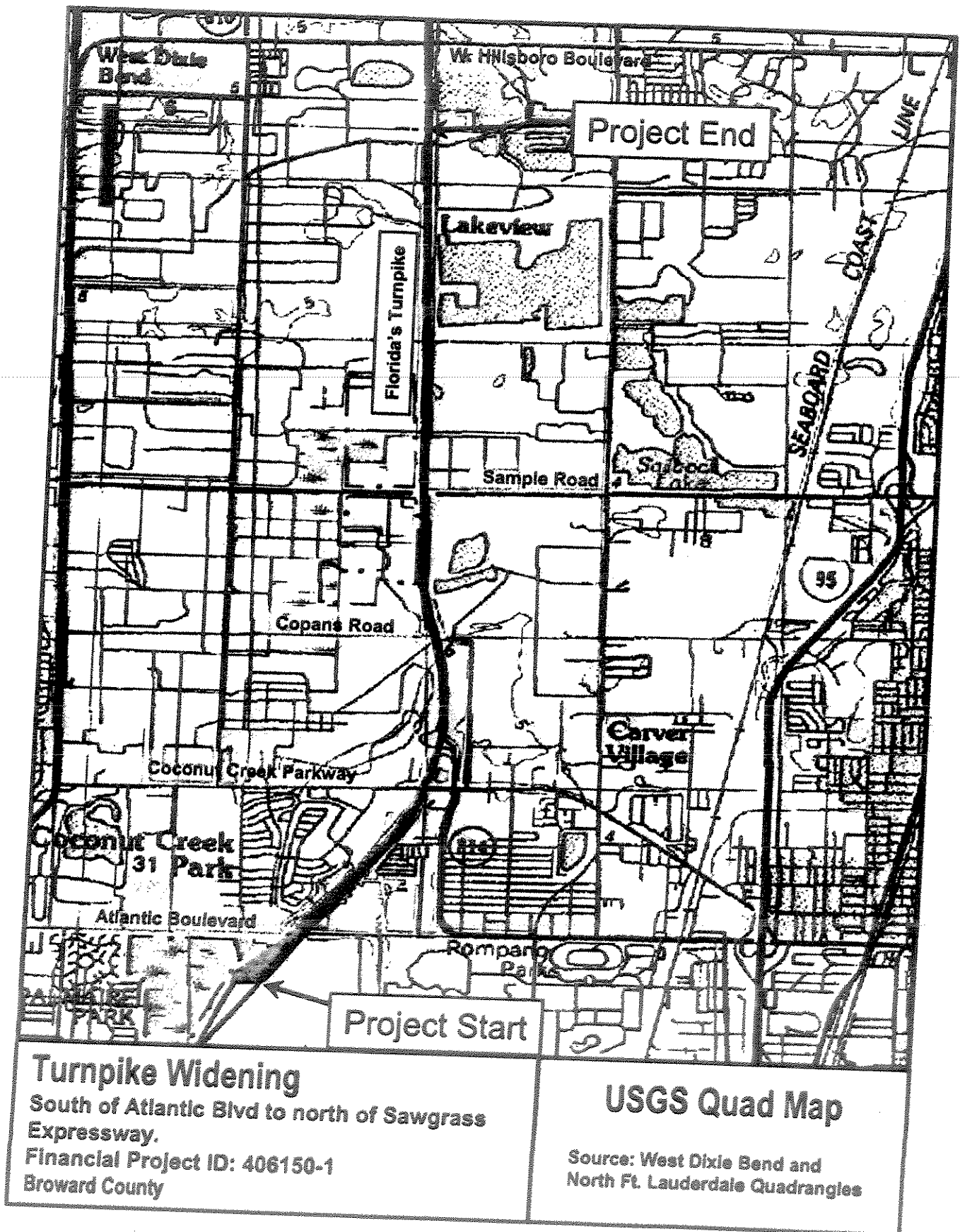
(CITY, STATE, AND ZIP CODE)

PERMIT NUMBER: SAJ-2006-4671(IP-AAZ)  
PERMITTEE: FDOT, Florida Turnpike Enterprise  
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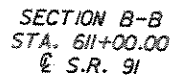
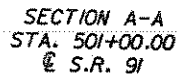
*Attachments to Department of the Army  
Permit Number SAJ-2006-4671*

1. PERMIT DRAWINGS: Eight (8) pages dated July 13, 2006
2. SELF-CERTIFICATION FORM: One (1) page
3. WATER QUALITY CERTIFICATION: Specific Conditions of the water quality permit/certification in accordance with General Condition number 5 on page 2 of this DA permit.



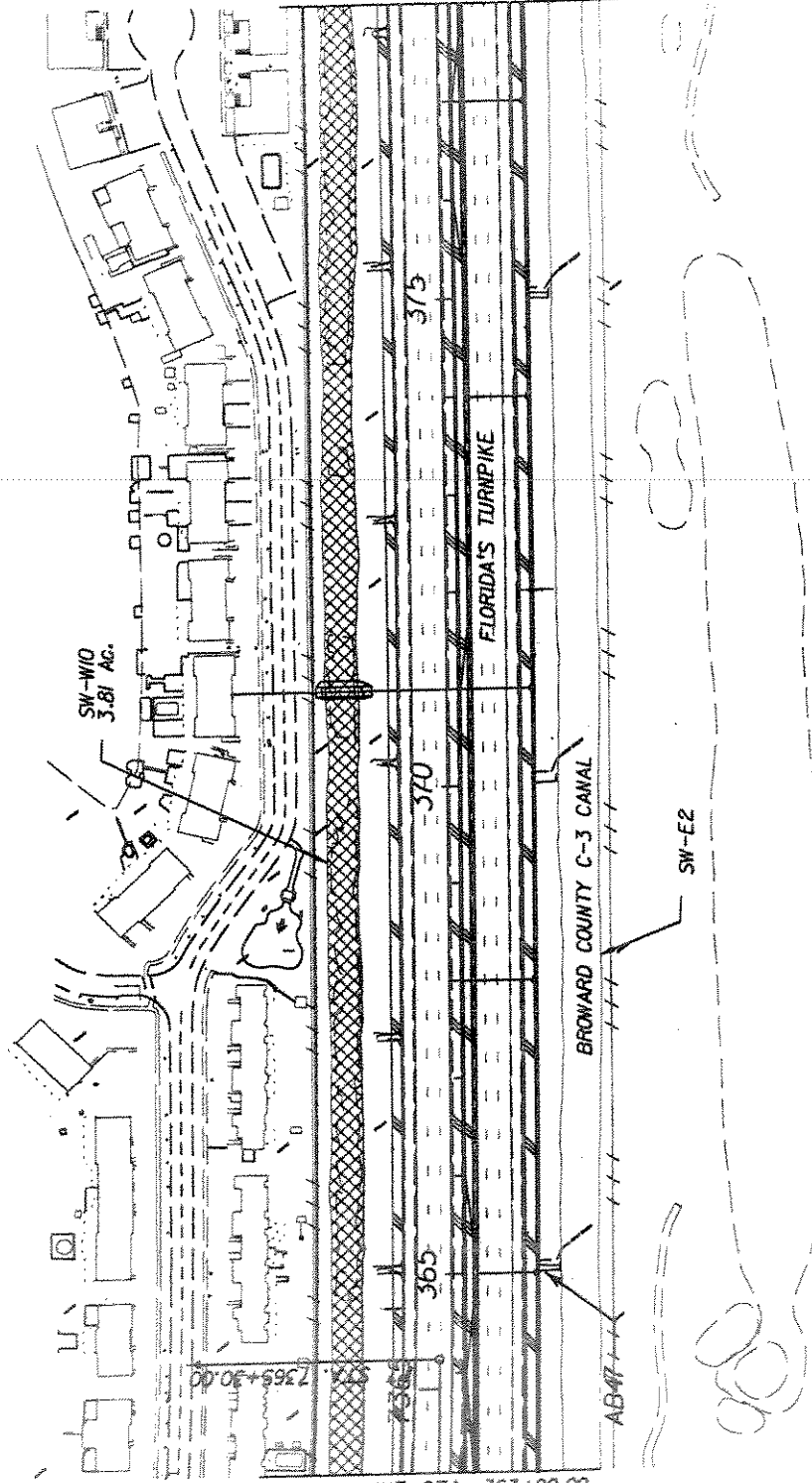
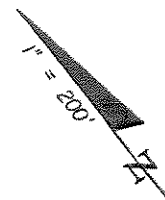






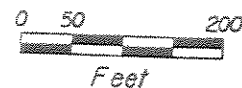
2

MATCH LINE STA. 378+00.00



OTHER SURFACE WATER  
FILL IMPACTS

MATCH LINE STA. 363+00.00



DATUM: NAVD 88  
PURPOSE: OTHER SURFACE  
WATER IMPACTS

COUNTY: BROWARD  
STATE: FLORIDA  
DATE: 03/06

LOCATION:  
SEC. 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 & 33,  
T48S, SEC. 5 & 6, T49S, R42E  
SR 91 (FLORIDA TURNPIKE)  
SOUTH OF ATLANTIC BLVD TO  
SOUTH FLORIDA EXPRESSWAY

**HNTB**

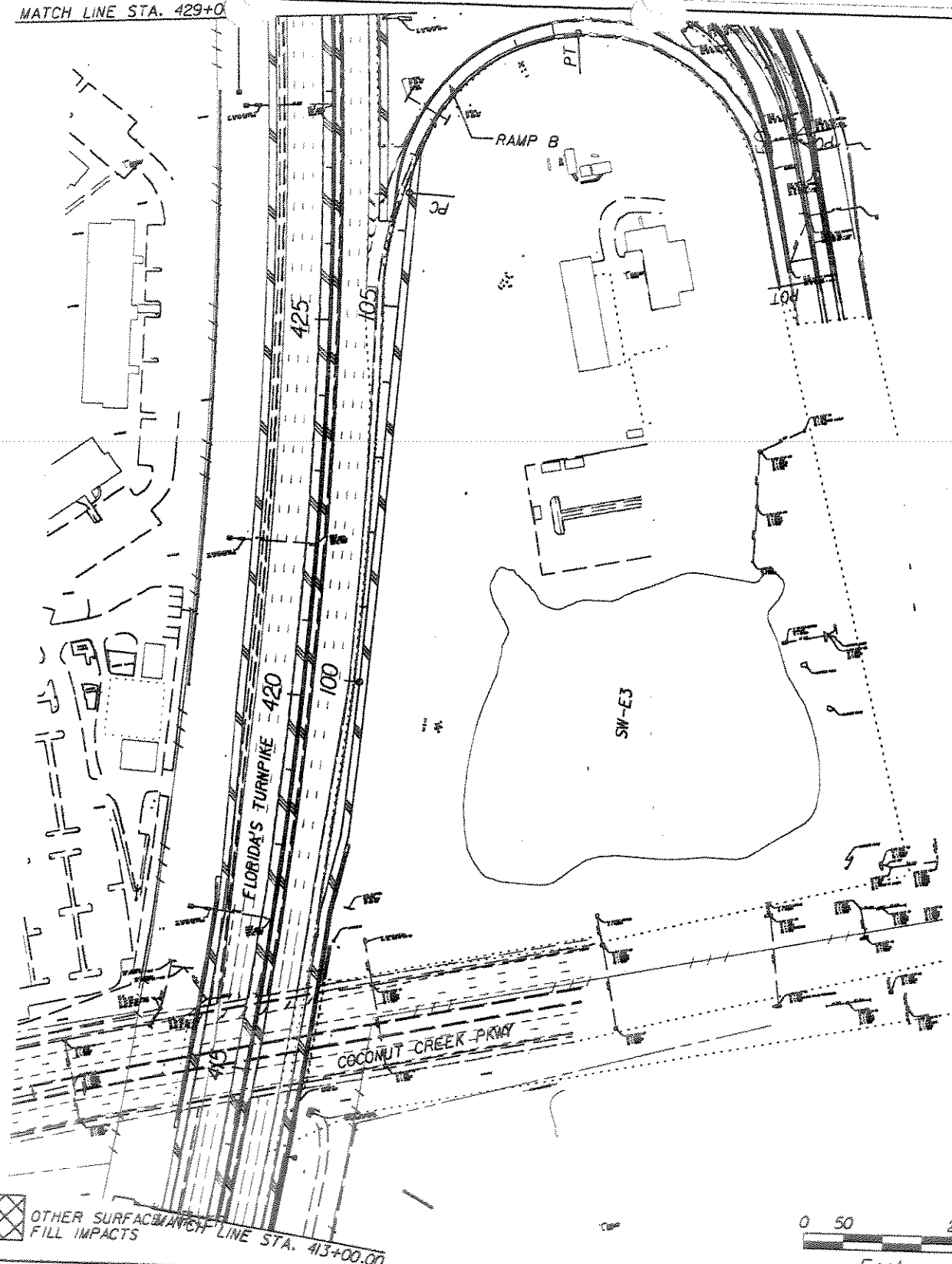
HNTB CORPORATION  
300 PRIMERA BOULEVARD  
SUITE 200  
LAKE MARY, FL. 32746  
(407) 805-0355  
CERT. OF AUTH. NO. 6500

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

ROAD NO.	COUNTY	FINANCIAL PROJECT ID
S.R. 91	BROWARD	406150-1-52-01

Application #SAJ-2006-4671  
Florida Turnpike-Atlantic to Sawgrass  
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MATCH LINE STA. 429+0



DATUM: NAVD 88  
PURPOSE: OTHER SURFACE  
WATER IMPACTS

COUNTY: BROWARD  
STATE: FLORIDA  
DATE: 03/06

LOCATION:  
SEC. 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 & 33,  
T48S, SEC. 5 & 6, T49S, R42E  
SR 91 (FLORIDA TURNPIKE)  
SOUTH OF ATLANTIC BLVD TO  
NORTH OF SAWGRASS EXPRESSWAY

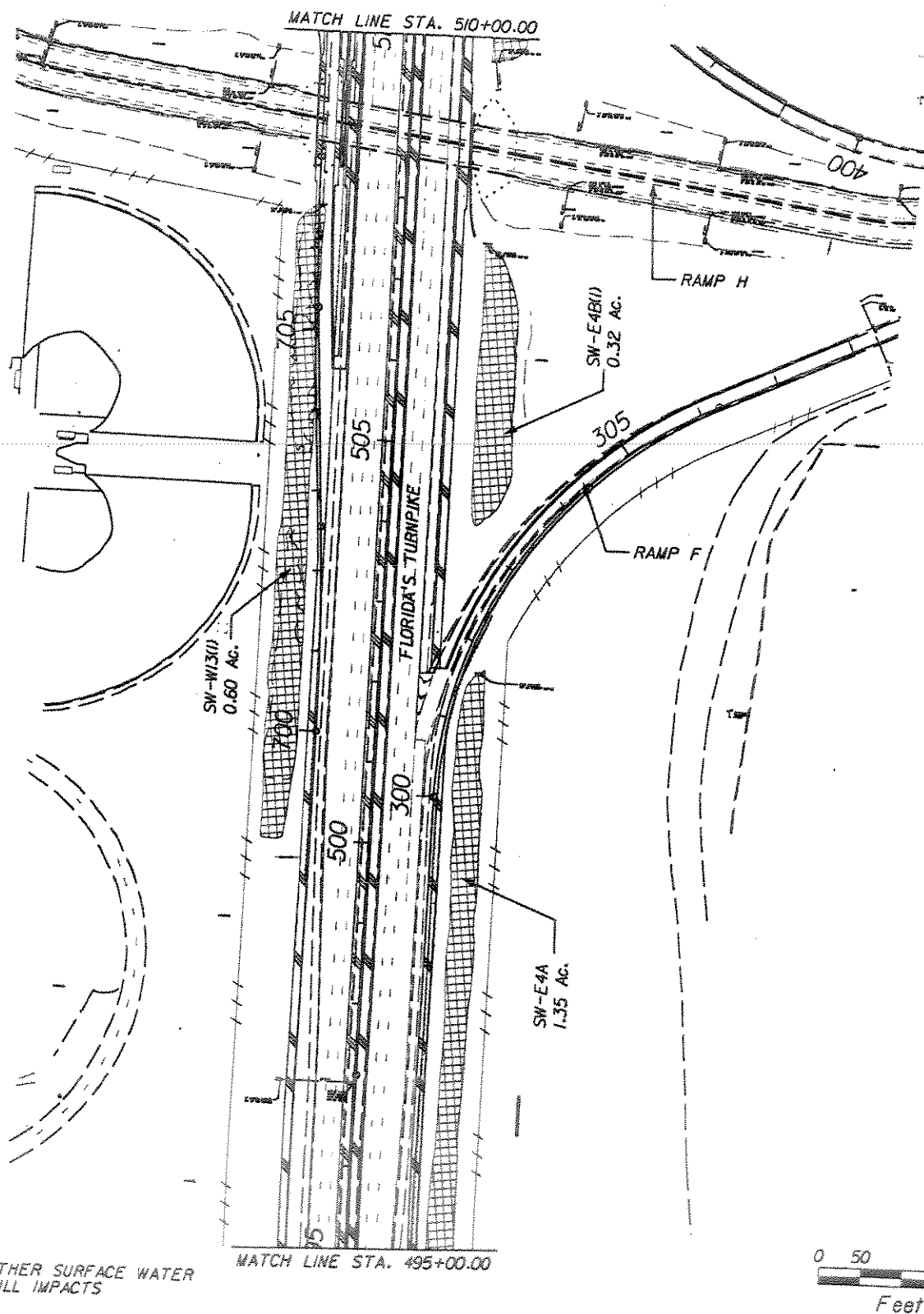
**HNTB**

HNTB CORPORATION  
300 PRIMAVERA BOULEVARD  
SUITE 200  
LAKE HARRY, FL. 32746  
(407) 805-0355  
CERT. OF AUTH. NO. 6500

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ROAD NO.	COUNTY	FINANCIAL PROJECT ID
S.R. 91	BROWARD	406150-1-52-01

Application #SAJ-2006-4671  
Florida Turnpike-Atlantic to Sawgrass  
7/13/06  
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DATUM: NAVD 88  
PURPOSE: OTHER SURFACE  
WATER IMPACTS

COUNTY: BROWARD  
STATE: FLORIDA  
DATE: 03/06

LOCATION:  
SEC. 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 & 33,  
T48S, SEC. 5 & 6, T49S, R42E  
SR 91 (FLORIDA TURNPIKE)  
SOUTH OF ATLANTIC BLVD TO  
NORTH OF SAWGRASS EXPRESSWAY

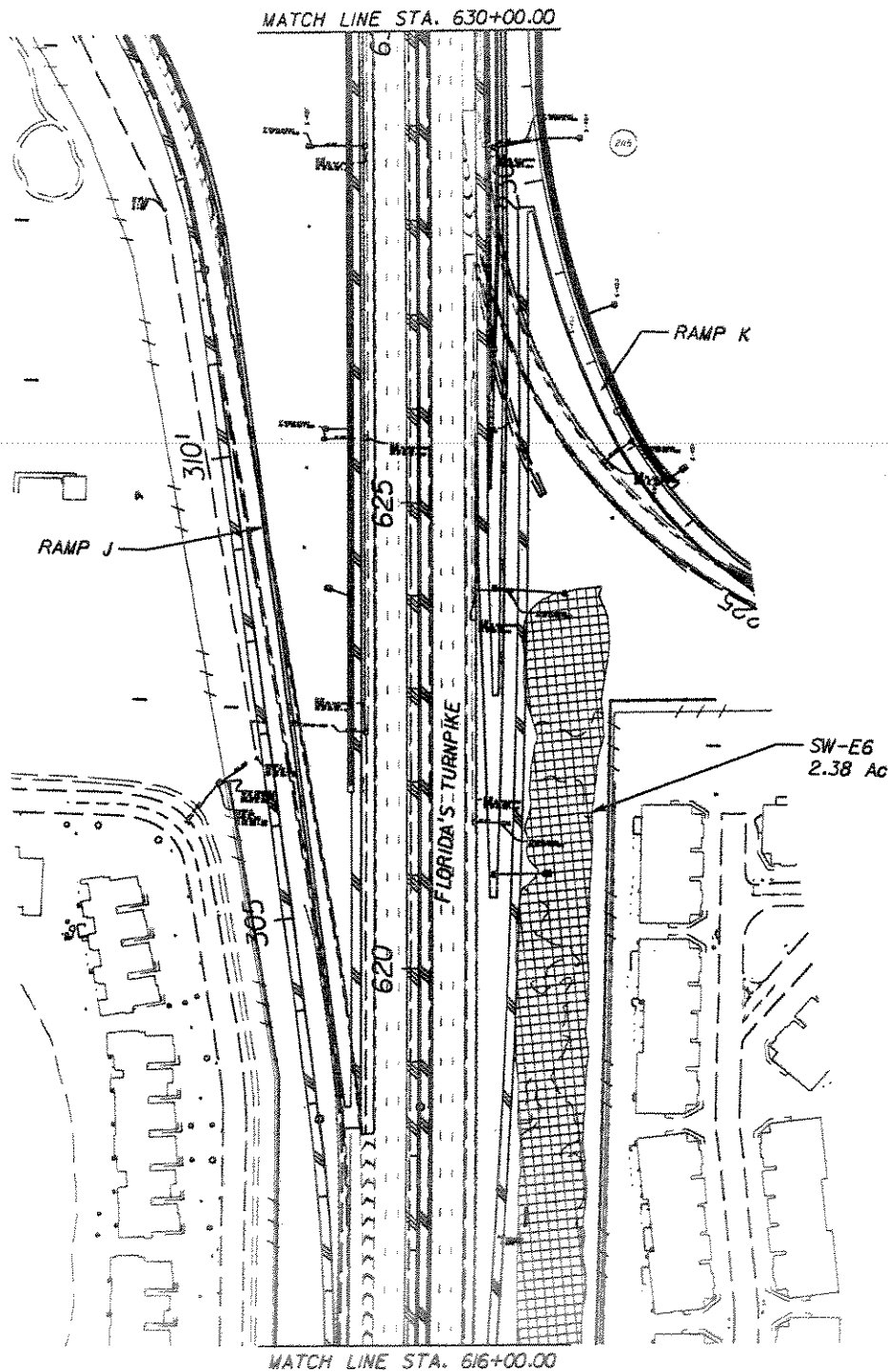
**HNTB**

HNTB CORPORATION  
300 PRIMERA BOULEVARD  
SUITE 200  
LAKE MARY, FL. 32746  
(407) 805-0355  
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DEPARTMENT OF TRANSPORTATION

ROAD NO.	COUNTY	FINANCIAL PROJECT ID
S.R. 91	BROWARD	406150-1-52-01

Application #SAJ-2006-4671  
Florida Turnpike-Atlantic to Sawgrass  
7/13/06



OTHER SURFACE WATER  
FILL IMPACTS

0 50 200  
Feet

DATUM: NAVD 88  
PURPOSE: OTHER SURFACE  
WATER IMPACTS

COUNTY: BROWARD  
STATE: FLORIDA  
DATE: 03/06

LOCATION:  
SEC. 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 & 33,  
T48S, SEC. 5 & 6, T49S, R42E  
SR 91 (FLORIDA TURNPIKE)  
SOUTH OF ATLANTIC BLVD TO  
NORTH OF SAWGRASS EXPRESSWAY

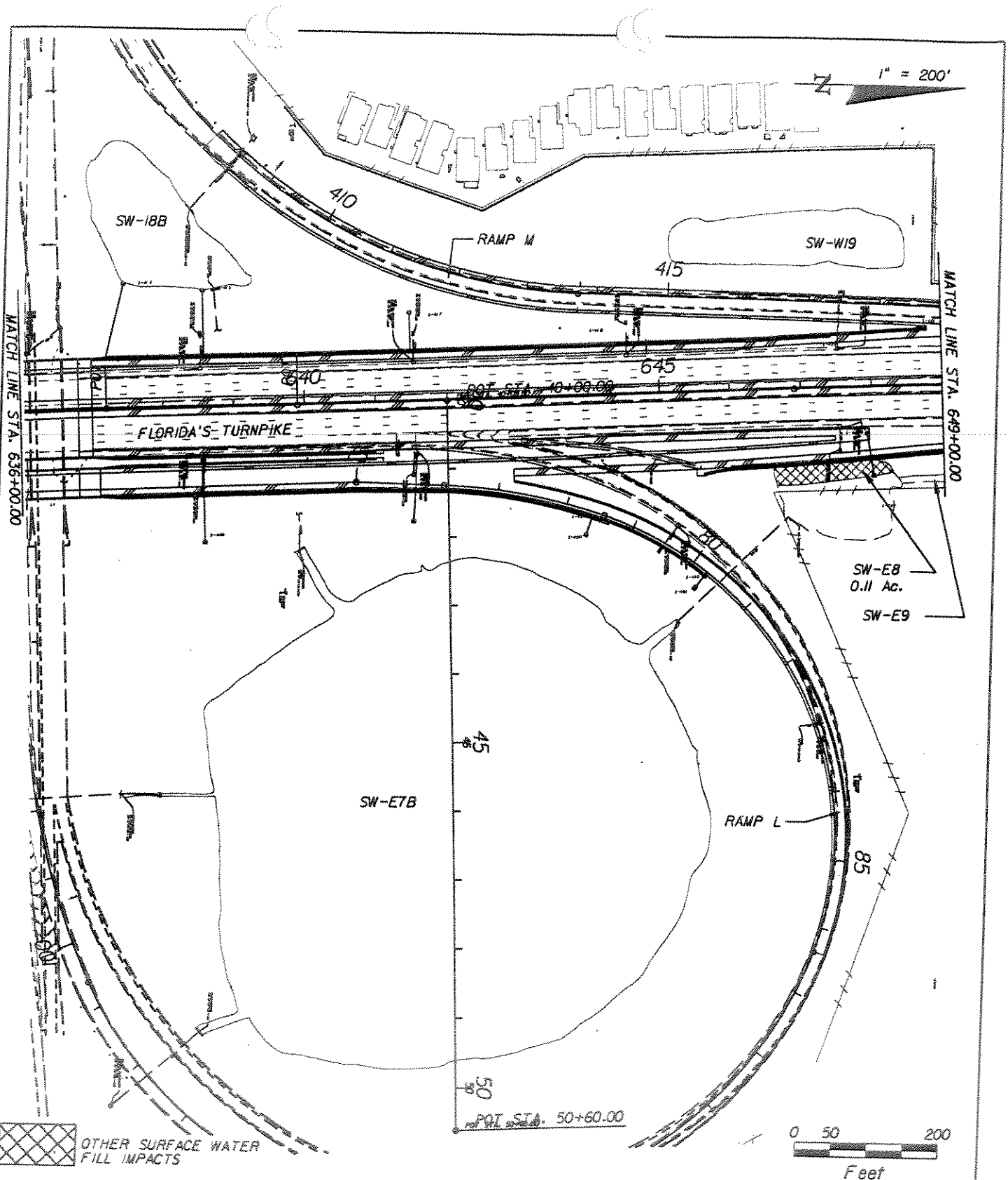
**HNTB**

HNTB CORPORATION  
300 PRIMAVERA BOULEVARD  
SUITE 200  
LAKE MARY, FL. 32746  
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STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

ROAD NO.	COUNTY	FINANCIAL PROJECT ID
S.R. 91	BROWARD	406150-1-52-01

Application #SAJ-2006-4671  
Florida Turnpike-Atlantic to Sawgrass  
7/13/06



DATUM: NAVD 88  
PURPOSE: OTHER SURFACE  
WATER IMPACTS

COUNTY: BROWARD  
STATE: FLORIDA  
DATE: 03/06

LOCATION:  
SEC. 4, 5, 8, 9, 16, 17, 20, 21, 28, 29, 32 & 33,  
T48S, SEC. 5 & 6, T49S, R42E  
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**HNTB**

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STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION		
ROAD NO.	COUNTY	FINANCIAL PROJECT ID
S.R. 91	BROWARD	406150-1-52-01

Application #SAJ-2006-4671  
Florida Turnpike-Atlantic to Sawgrass  
7/13/06  
Page 8 of 8



SELF-CERTIFICATION STATEMENT OF COMPLIANCE

Permit Number: SAJ-2006-4671

Permittee's Name & Address (please print or type): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Location of the Work: \_\_\_\_\_

Date Work Started: \_\_\_\_\_ Date Work Completed: \_\_\_\_\_

Description of the Work (e.g., bank stabilization, residential or commercial filling, docks, dredging, etc.): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Acreage or Square Feet of Impacts to Waters of the United States: \_\_\_\_\_

Describe Mitigation completed (if applicable): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Describe any Deviations from Permit (attach drawing(s) depicting the deviations): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\*\*\*\*\*

I certify that all work, and mitigation (if applicable) was done in accordance with the limitations and conditions as described in the permit with the exception of the deviations described above. Any deviations are depicted on the attached drawing(s).

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date